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Attorneys for Plaintiff
ARTIFEX SOFTWARE, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ARTIFEX SOFTWARE INC.,

Plaintiff,

v.

DIEBOLD INC., an Ohio corporation,
PREMIER ELECTION SOLUTIONS, INC.,
a Delaware corporation,

Defendants.

Case No. C 08-04837 ~~EMC~~ SC

**SECOND STIPULATION
EXTENDING TIME TO RESPOND
TO COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED between Plaintiff Artifex Software Inc. ("Plaintiff") and Defendants Diebold, Inc. and Premier Election Solutions, Inc. (together "Defendants"), by and through their undersigned counsel, that pursuant to Northern District Civil Local Rule 6-1(a), Defendants shall have until January 9, 2009 to file their answer or otherwise respond to Plaintiff's Complaint in this matter.

1 **IT IS SO AGREED AND STIPULATED.**

2 Dated: December 11, 2008

JONES DAY

3
4 By: /s/ Gregory L. Lippetz
5 Gregory L. Lippetz

6 Attorneys for Defendant
7 DIEBOLD INC. and PREMIER ELECTION
8 SOLUTIONS, INC.

9 In accordance with General Order No. 45, Rule X, the above signatory attests that
10 concurrence in the filing of this document has been obtained from the signatory below.

11 Dated: December 11, 2008

O'MELVENY & MYERS LLP

12 By: /s/ Darin W. Snyder
13 Darin W. Snyder

14 Attorneys for Plaintiff
15 ARTIFEX SOFTWARE INC.

